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Attorneys for Plaintiff

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

UNITED STATES OF AMERICA, ) CR 06-00187 CRB

Plaintiff, )

v. )

JERRY SHAW-YAU CHANG, )

Defendant. )

**STIPULATION, JOINT MOTION  
AND (~~PROPOSED~~) ORDER  
TO CONTINUE CHANGE OF  
PLEA FROM FEBRUARY 14, 2007  
TO MAY 16, 2007  
UNDER SPEEDY TRIAL ACT**

The United States of America, by and through its attorneys, Kevin V. Ryan, United States Attorney for the Northern District of California, by Elise Becker, Assistant U.S. Attorney, and defendant Jerry Shaw-Yau Chang, by and through his attorney, Edward Swanson, hereby jointly request that the change of plea and sentencing in the above-captioned case be continued from February 14, 2007 to May 16, 2007, or the next available date for the Court.

At the last hearing on December 6, 2006, the parties submitted a proposed plea agreement for the Court's consideration and the matter was continued to February 14, 2007 for a pre-plea investigation and a change of plea. The parties now know that the matter was never assigned to a probation officer for the pre-plea investigation; therefore, the parties are not

1 prepared to proceed on February 14, 2007. Accordingly, the parties respectfully request that the  
2 matter be continued for approximately 90 days in order for the previously ordered investigation  
3 to be completed. The parties further stipulate that the period of time between February 14, 2007  
4 and May 16, 2007 should be excluded from the period of time in which the trial should  
5 commence while the proposed plea agreement continues to be under consideration by the Court  
6 pending the pre-plea investigation, pursuant to 18 U.S.C. § 3161(h)(1)(I).

7  
8 DATED: February 9, 2007

9 Respectfully submitted,

10 KEVIN V. RYAN  
11 United States Attorney

12 /s/

13 ELISE BECKER  
14 Assistant United States Attorney

15 DATED: February 12, 2007

16 /s/

17 EDWARD SWANSON  
18 Attorney for JERRY CHANG

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21 Accordingly, the Court finds that the period of time between February 14, 2007 and May  
22 16, 2007 should be excluded under the Speedy Trial Act under 18 U.S.C. § 3161(h)(1)(I) for the  
23 reasons set forth in the parties' stipulation and the defendant's attached declaration.

24  
25 SO ORDERED.

26 DATED: February 13, 2007

27  
28 HONORABLE CHARLES R. BREYER  
UNITED STATES DISTRICT COURT

